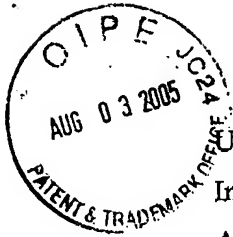


ATTORNEY DOCKET NO.: 2001P15152WOUS



## UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael Steffl, et al

Application Number: 10/771,659

Filing Date: 02/04/2004

Group Art Unit: 1761

Examiner: Simone, Timothy F.

Title: Fruit Press

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## AMENDMENT AFTER ALLOWANCE

Dear Sir:

This Amendment responds to the Supplemental Notice of Allowability including an Examiner's Amendment dated July 28, 2005, and is filed no later than the payment of the issue fee under 37 CFR §1.312. Please charge or credit Deposit Account No. 502786 for any deficiency or overpayment.

In the Examiner's Amendment, the Examiner stated that the foreign priority claim filed was not entered because the foreign priority claim was not filed during the time period set forth in 37 CFR §1.55(a)(1). This amendment is unacceptable to Applicants.

The present application is an application that entered the national stage from an international application in compliance with 35 USC §371. Therefore, 37 CFR §1.55(a)(1)(ii) applies to the present application and the claim for priority must be made during the pendency of the application. Applicants have correctly made the priority claim to German Patent Application No. DE 101 42 245.8 filed August 29, 2001 in both the original Application Data Sheet filed February 4, 2004 and the original Declarations

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of the inventors filed October 12, 2004. Applicants have also made a priority claim to International Application No. PCT/EP02/09397 filed August 22, 2002 and published as WO 03/020088 A1, from which this present national stage application was filed. Applicants made this priority claim to International Application PCT/EP02/09397 filed August 22, 2002 in a Supplemental Application Data Sheet filed October 12, 2004. Applicants will submit new Substitute Declarations as soon as possible during the pendency of the present application to correctly claim priority to both previous applications. After the new Substitute Declarations are filed, the priority claim will have been filed during the time period set forth in 37 CFR §1.55(a)(1)(ii).

Applicants request that the Examiner's Amendment not entering the foreign priority claim be withdrawn for the pendency of the present application to allow the Applicants to submit the new Declarations. Applicants will submit the new Substitute Declarations as soon as possible during this time period to correctly claim priority to both German Patent Application No. DE 101 42 245.8 and International Application No. PCT/EP02/09397.

If the Examiner has any questions regarding this amendment, the Examiner is requested to contact the undersigned.

Respectfully submitted,



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August 3, 2005

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